

General Assembly

Committee Bill No. 2

February Session, 2022

LCO No. 3296



Referred to Committee on COMMITTEE ON CHILDREN

Introduced by: (KID)

AN ACT EXPANDING PRESCHOOL AND MENTAL AND BEHAVIORAL SERVICES FOR CHILDREN.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

- 1 Section 1. Subdivision (1) of subsection (b) of section 10-16q of the
- 2 general statutes is repealed and the following is substituted in lieu
- 3 thereof (*Effective July 1, 2022*):
- 4 (b) (1) [For the fiscal year ending June 30, 2020, the per child cost of
- 5 the Office of Early Childhood school readiness program offered by a
- 6 school readiness provider shall not exceed eight thousand nine hundred
- 7 twenty-seven dollars. For the fiscal year ending June 30, 2021, and each
- 8 fiscal year thereafter, the per child cost of the Office of Early Childhood
- 9 school readiness program offered by a school readiness provider shall
- 10 not exceed nine thousand twenty-seven dollars.] For the fiscal year
- ending June 30, 2023, and each fiscal year thereafter, the per child cost
- 12 of the Office of Early Childhood school readiness program offered by a
- 13 school readiness provider shall not exceed fourteen thousand five
- 14 hundred dollars.
- 15 Sec. 2. Subsection (l) of section 10-16p of the 2022 supplement to the

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general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2022*):

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- (l) For the fiscal year ending June 30, [2020] 2023, and each fiscal year thereafter, any school readiness program that (1) is licensed by the Office of Early Childhood pursuant to chapter 368a, (2) provides full-day and year-round child care and education programs for children, and (3) receives funds pursuant to this section or section 10-16u, shall use any amount of the per child cost as described in subdivision (1) of subsection (b) of section 10-16q, as amended by this act, that is over the amount of [eight thousand nine hundred twenty-seven] fourteen thousand two hundred ten dollars, exclusively to increase the salaries of those individuals with direct responsibility for teaching or caring for children in a classroom at such school readiness program.
- Sec. 3. Subsection (b) of section 8-210 of the 2022 supplement to the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2022*):
 - (b) The state, acting by and in the discretion of the Commissioner of Early Childhood, may enter into a contract with a municipality, a group child care home or family child care home, as described in section 19a-77, as amended by this act, a human resource development agency or a nonprofit corporation for state financial assistance in developing and operating child care centers, group child care homes and family child care homes for children disadvantaged by reasons of economic, social or environmental conditions, provided no such financial assistance shall be available for the operating costs of any such child care center, group child care home or family child care home unless it has been licensed by the Commissioner of Early Childhood pursuant to section 19a-80. Such financial assistance shall be available for a program of a municipality, of a group child care home or family child care home, of a human resource development agency or of a nonprofit corporation which may provide for personnel, equipment, supplies, activities, program materials and renovation and remodeling of the physical facilities of such child care centers, group child care homes or family child care homes. Such

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49 contract shall provide for state financial assistance, within available 50 appropriations, in the form of a state grant-in-aid (1) for a portion of the 51 cost of such program, as determined by the Commissioner of Early 52 Childhood, if not federally assisted, (2) equal to one-half of the amount 53 by which the net cost of such program, as approved by the 54 Commissioner of Early Childhood, exceeds the federal grant-in-aid 55 thereof, or (3) in an amount not less than (A) the per child cost as 56 described in subdivision (1) of subsection (b) of section 10-16q, as 57 amended by this act, for each child in such program that is three or four 58 years of age and each child that is five years of age who is not eligible to 59 enroll in school, pursuant to section 10-15c, while maintaining services 60 to children under three years of age under this section, and (B) sixteen 61 thousand dollars for each child three years of age or under who is in 62 <u>infant or toddler care and not in a preschool program</u>. For the fiscal year 63 ending June 30, [2020] 2024, and each fiscal year thereafter, the amount 64 per child pursuant to subdivision (3) of this subsection that is over the 65 amount of the per child cost that was prescribed pursuant to the contract 66 under said subdivision (3) for the fiscal year ending June 30, [2019] 2023, 67 shall be used exclusively to increase the salaries of early childhood 68 educators employed at the child care center. The Commissioner of Early 69 Childhood may authorize child care centers, group child care homes 70 and family child care homes receiving financial assistance under this 71 subsection to apply a program surplus to the next program year. The 72 Commissioner of Early Childhood shall consult with directors of child 73 care centers in establishing fees for the operation of such centers.

- Sec. 4. (NEW) (Effective July 1, 2022) (a) As used in this section:
- 75 (1) "Child care services" has the same meaning as provided in section 76 19a-77 of the general statutes, as amended by this act;
- 77 (2) "Child care facility" has the same meaning as provided in section 78 10-530 of the general statutes;

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(3) "Child care services provider" means (A) the employer of any person who is an employee of a child care facility, (B) a family child care provider, or (C) any other person who provides child care services

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- under the child care subsidy program established pursuant to section 17b-749 of the general statutes, but does not include a person who is providing child care services under the child care subsidy program (i) exclusively to children to whom such person is related, and (ii) without being issued a license to provide child care services by the Office of Early Childhood;
 - (4) "Early childhood education program" means any privately operated or state-funded preschool program, including school readiness programs; and

- (5) "School readiness program" has the same meaning as provided in section 10-16p of the general statutes, as amended by this act.
- (b) For the fiscal years ending June 30, 2023, and June 30, 2024, the Office of Early Childhood shall administer a wage supplement grant program for employees of child care service providers and early childhood education programs. Grants under the program shall be calculated to increase the hourly salary of each such employee by one dollar. The office shall pay such grant to child care services providers and operators of early childhood education programs, and such providers and operators shall distribute such funds to its employees in accordance with the policy developed by the Commissioner of Early Childhood pursuant to subsection (d) of this section.
- (c) Each child care services provider and operator of an early childhood education program shall register, at such time and in such manner as prescribed by the commissioner, with the Office of Early Childhood to receive a grant under the program. Upon registration, such provider and operator shall provide any information required by the office, in accordance with the policy developed by the commissioner pursuant to subsection (d) of this section.
- (d) Not later than October 1, 2022, the commissioner shall develop a policy for the administration of the wage supplement grant program. The policy shall include, but need not be limited to, eligibility requirements for the program, the registration process for the program,

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- the distribution requirements of the grant and any other requirements
- the commissioner deems necessary.
- Sec. 5. Section 10-21k of the general statutes is repealed and the
- following is substituted in lieu thereof (*Effective July 1, 2022*):
- 118 [A local or regional board of education may establish a] The
- 119 Department of Education, in collaboration with the Labor Department,
- 120 <u>shall administer the</u> Pipeline for Connecticut's Future program. Under
- the program, [a local or regional board of education shall partner with]
- the department shall (1) assist local and regional boards of education in
- enhancing existing partnerships or establishing new partnerships with
- 124 providers of child care services and early childhood education
- 125 programs, as well as any additional fields such as manufacturing,
- 126 <u>computer programming or the culinary arts, and</u> one or more local
- businesses, to offer a pathways program (A) that assists students in (i)
- obtaining occupational licenses, (ii) participating in apprenticeship
- opportunities, and (iii) gaining immediate job skills, (B) that provides (i)
- industry-specific class time and cooperative work placements, (ii) on-
- 131 site and apprenticeship training, and (iii) course credit and occupational
- licenses to students upon completion, and (C) in early childhood care
- and education and any additional fields, such as manufacturing,
- 134 computer programming or the culinary arts, that may lead to a diploma,
- 135 <u>credential, certificate or license upon graduation, and (2) provide</u>
- 136 <u>incentives to local and regional boards of education for establishing</u>
- such partnerships.
- Sec. 6. (NEW) (Effective July 1, 2022) For the fiscal year ending June 30,
- 139 2023, and each fiscal year thereafter, the Department of Children and
- 140 Families shall make mobile crisis response services available twenty-
- 141 four hours a day, seven days per week, to the public.
- Sec. 7. (NEW) (Effective July 1, 2022) (a) There is established a Social
- 143 Determinants of Mental Health Fund, which shall be a separate,
- nonlapsing account within the General Fund. The account shall contain
- any moneys required by law to be deposited in the account, the
- 146 resources of which shall be used by the Commissioner of Children and

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147 Families to assist families in covering the cost of mental health services 148 and treatment for their children. The commissioner shall establish 149 eligibility criteria for families to receive such assistance based on social 150 determinants of mental health, with a goal toward reducing racial, 151 ethnic, gender and socioeconomic mental health disparities. As used in 152 this section, "social determinants of mental health" includes, but is not 153 limited to, discrimination and social exclusion, adverse early life 154 experiences, low educational attainment, poor educational quality and 155 educational inequality, poverty, income inequality and neighborhood 156 deprivation, food insecurity, unemployment, underemployment and 157 job insecurity, poor housing quality and housing instability, impact of 158 climate change, adverse features of the built environment and poor 159 access to health care.

(b) The commissioner may accept on behalf of the fund any federal funds or private grants or gifts made for purposes of this section. The commissioner shall use such funds to make grants to families for the purposes described in this section.

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Sec. 8. (NEW) (Effective July 1, 2022) Not later than July 1, 2023, the Department of Education, in collaboration with the governing authority for intramural and interscholastic athletics, shall develop a mental health plan for student athletes to raise awareness of mental health resources available to student athletes. Such plan shall be made available to local and regional boards of education and implemented in accordance with the provisions of section 9 of this act. Such plan shall include, but need not be limited to, provisions relating to (1) access to the mental health services team for the school district, (2) screening and referrals recognizing appropriate for student athletes, communication among members of the mental health services team, (4) the management of medications of student athletes, (5) crisis intervention services, (6) the mitigation of risk to student athletes, and (7) transition care for those student athletes leaving intramural or interscholastic athletics by means of graduation, dismissal or suspension. The department shall make such plan available on its Internet web site and provide technical assistance to local and regional

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boards of education in the implementation of the plan.

Sec. 9. (NEW) (*Effective July 1, 2022*) For the school year commencing July 1, 2023, and each school year thereafter, each local and regional board of education shall implement the mental health plan for student athletes, developed pursuant to section 8 of this act, for the school district.

Sec. 10. (NEW) (Effective from passage) (a) The Department of Children and Families shall conduct an instructional program that utilizes a training model that will enable participants to provide adolescent screening, brief intervention and referral to treatment training to other individuals upon completion of the instructional program. Such instructional program shall be offered to the employees of a local health department, district department of health formed pursuant to section 19a-241 of the general statutes, youth service bureau, municipality, paid municipal or volunteer fire department, local police department and local or regional board of education. The department shall conduct such instructional program at no charge to participants and at least four times in each year. The department may conduct each such instructional program in a different geographical region of the state during the year.

- (b) (1) Each local health department shall offer training in adolescent screening, brief intervention and referral to treatment free of charge to the employees of such local health department and to members of the public. Any employee of a local health department who has participated in the instructional program described in subsection (a) of this section shall be the person to provide such training in adolescent screening, brief intervention and referral to treatment under this subdivision.
- (2) A district department of health, youth service bureau, municipality, paid municipal or volunteer fire department, local police department or local or regional board of education may offer training in adolescent screening, brief intervention and referral to treatment free of charge to the employees of such district department of health, youth service bureau, municipality, paid municipal or volunteer fire department, local police department or local or regional board of

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- education and to members of the public. Any employee who has participated in the instructional program described in subsection (a) of this section shall be the person to provide such training in adolescent screening, brief intervention and referral to treatment under this subdivision.
- 219 Sec. 11. (NEW) (Effective from passage) On or before July 1, 2022, the 220 Commissioner of Public Health shall establish guidelines regarding the 221 manner in which menstrual products may be provided pursuant to 222 section 18-69e of the general statutes, as amended by this act, sections 223 13, 14 and 17 of this act and section 8-359a of the general statutes, as 224 amended by this act, without stigmatizing the person who requests such 225 products. The commissioner shall post such guidelines on the 226 Department of Public Health's Internet web site. For purposes of this 227 section, "menstrual products" means tampons and sanitary napkins.
- Sec. 12. Section 18-69e of the general statutes is repealed and the following is substituted in lieu thereof (*Effective September 1, 2022*):

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- Correctional staff at York Correctional Institution shall, upon request, provide an inmate at the institution with [feminine hygiene] menstrual products as soon as practicable. Correctional staff shall provide such [feminine hygiene] menstrual products for free, [and] in a quantity that is appropriate to the health care needs of the inmate and in a manner that does not stigmatize any inmate seeking such products, pursuant to guidelines established by the Commissioner of Public Health under section 11 of this act. To carry out the provisions of this section, the Department of Correction may (1) accept donations of menstrual products and grants from any source for the purpose of purchasing such products, and (2) partner with a nonprofit or community-based organization. For purposes of this section, ["feminine hygiene products" means tampons and sanitary napkins] "menstrual products" has the same meaning as provided in section 11 of this act.
- Sec. 13. (NEW) (*Effective July 1, 2022*) For the school year commencing July 1, 2022, and each school year thereafter, each local and regional board of education shall provide free menstrual products, as defined in

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section 11 of this act, in restrooms that are accessible to students in each school under the jurisdiction of such boards and in a manner that does not stigmatize any student seeking such products, pursuant to guidelines established by the Commissioner of Public Health under section 11 of this act. To carry out the provisions of this section, the local and regional boards of education may (1) accept donations of menstrual products and grants from any source for the purpose of purchasing such products, and (2) partner with a nonprofit or community-based organization.

Sec. 14. (NEW) (Effective July 1, 2022) On and after September 1, 2022, each public institution of higher education, as defined in section 10a-173 of the general statutes, shall provide free menstrual products, as defined in section 11 of this act, in no fewer than one designated and accessible central location on each campus of the institution and in a manner that does not stigmatize any student seeking such products, pursuant to guidelines established by the Department of Public Health under section 11 of this act. Each public institution of higher education shall post notice of such location on its Internet web site. To carry out the provisions of this section, each public institution of higher education may (1) accept donations of menstrual products and grants from any source for the purpose of purchasing such products, and (2) partner with a nonprofit or community-based organization.

- Sec. 15. Section 8-359a of the general statutes is repealed and the following is substituted in lieu thereof (*Effective September 1, 2022*):
 - (a) The Commissioner of Housing may, upon application of any public or private organization or agency, make grants, within available appropriations, to develop and maintain programs for homeless individuals including programs for emergency shelter services, transitional housing services, on-site social services for available permanent housing and for the prevention of homelessness.
 - (b) Each shelter receiving a grant pursuant to this section (1) shall provide decent, safe and sanitary shelter for residents of the shelter, including, but not limited to, through the provision of free menstrual

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products, as defined in section 11 of this act, in each restroom of such shelter that is accessible to its residents and in a manner that does not stigmatize any resident seeking such products, pursuant to guidelines established by the Commissioner of Public Health under section 11 of this act; (2) shall not suspend or expel a resident without good cause; (3) shall, in the case of a resident who is listed on the registry of sexual offenders maintained pursuant to chapter 969, provide verification of such person's residence at the shelter to a law enforcement officer upon the request of such officer; and (4) shall provide a grievance procedure by which residents can obtain review of grievances, including grievances concerning suspension or expulsion from the shelter. No shelter serving homeless families may admit a person who is listed on the registry of sexual offenders maintained pursuant to chapter 969. The Commissioner of Housing shall adopt regulations, in accordance with the provisions of chapter 54, establishing (A) minimum standards for shelter grievance procedures and rules concerning the suspension and expulsion of shelter residents, and (B) standards for the review and approval of the operating policies of shelters receiving a grant under this section. Shelter operating policies shall establish a procedure for the release of information concerning a resident who is listed on the registry of sexual offenders maintained pursuant to chapter 969 to a law enforcement officer in accordance with this subsection. To carry out the provisions of subdivision (1) of this subsection, each shelter may (i) accept donations of menstrual products and grants from any source for the purpose of purchasing such products, and (ii) partner with a nonprofit or community-based organization.

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Sec. 16. Subdivision (122) of section 12-412 of the 2022 supplement to the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(122) Sales of [feminine hygiene] menstrual products.

Sec. 17. (NEW) (Effective from passage) On and after September 1, 2022, each emergency shelter operated by a domestic violence agency, as defined in section 52-146k of the general statutes, shall provide free

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menstrual products, as defined in section 11 of this act, in each restroom of such shelter that is accessible to its residents and in a manner that does not stigmatize any resident seeking such products, pursuant to guidelines established by the Commissioner of Public Health under section 11 of this act. To carry out the provisions of subdivision (1) of this subsection, each shelter may (1) accept donations of menstrual products and grants from any source for the purpose of purchasing such products, and (2) partner with a nonprofit or community-based organization.

- Sec. 18. (Effective July 1, 2022) The Neag School of Education at The University of Connecticut shall conduct a study of the impact of social media and mobile telephone usage on the mental health of students in grades kindergarten to twelve, inclusive. Such study shall include, but need not be limited to, an evaluation of the mental health of students related to social media and phone usage across the elementary, middle and high school levels and how such usage impacts the educational experience for students and the school climate of schools. Not later than January 1, 2024, the Neag School of Education shall submit a report on its findings and any recommendations to the joint standing committee of the General Assembly having cognizance of matters relating to children and public health, in accordance with the provisions of section 11-4a of the general statutes.
- Sec. 19. Subdivision (3) of subsection (a) of section 19a-77 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2022*):
 - (3) A "family child care home" which consists of a private family home (A) caring for not more than six children, including the provider's own children not in school full time, or if there is an assistant or substitute staff member approved by the Commissioner of Early Childhood present, not more than nine children, (B) where the children are cared for not less than three or more than twelve hours during a twenty-four-hour period, and (C) where care is given on a regularly recurring basis except that care may be provided in excess of twelve

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hours but not more than seventy-two consecutive hours to accommodate a need for extended care or intermittent short-term overnight care. [During the regular school year, a maximum of three additional children who are in school full time, including the provider's own children, shall be permitted, except that if the provider has more than three children who are in school full time] At any time during the year, all of the provider's children shall be permitted; [. During the summer months when regular school is not in session, a maximum of three additional children who are otherwise enrolled in school full time, including the provider's own children, shall be permitted if there is an assistant or substitute staff member approved by the Commissioner of Early Childhood, pursuant to section 19a-87b, present and assisting the provider, except that (A) if the provider has more than three such additional children who are the provider's own children, all of the provider's own children shall be permitted, and (B) such approved assistant or substitute staff member shall not be required if all of such additional children are the provider's own children;

Sec. 20. Section 10-16r of the 2022 supplement to the general statutes is repealed and the following is substituted in lieu thereof (*Effective July* 1, 2022):

(a) A town seeking to apply for a grant pursuant to subsection (c) of section 10-16p or section 10-16u shall convene a local school readiness council or shall establish a regional school readiness council pursuant to subsection (c) of this section. Any other town may convene such a council. The chief elected official of the town or, in the case of a regional school district, the chief elected officials of the towns in the school district and the superintendent of schools for the school district shall jointly appoint and convene such council. Each school readiness council shall be composed of: (1) The chief elected official, or the official's designee; (2) the superintendent of schools, or a management level staff person as the superintendent's designee; (3) parents; (4) representatives from local programs such as Head Start, child care providers receiving state financial assistance pursuant to section 8-210, as amended by this act, family resource centers, nonprofit and for-profit child care centers,

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group child care homes, prekindergarten and nursery schools, and family child care home providers; (5) a representative from a health care provider in the community; (6) the local homeless education liaison designated by the local or regional board of education for the school district, pursuant to Subtitle B of Title VII of the McKinney-Vento Homeless Assistance Act, 42 USC 11431 et seq., as amended from time to time; (7) a representative from a workforce or job training entity in the community; (8) a representative from a local business in the community; and (9) other representatives from the community who provide services to children. On and after July 1, 2021, the members of the school readiness council shall elect the chairperson of the school readiness council. Each school readiness council is required to document efforts to ensure that the racial, ethnic and socioeconomic composition of the council reflects that of its town or region, as applicable. At least twenty-five per cent of the membership of the school readiness council shall be parents or guardians of children eligible to attend a school readiness program. Such parents or guardians may, within available appropriations, be compensated for any time and travel related to council meetings, and any activities related to training, leadership and community engagement. School readiness council meetings shall be held at times and locations that are convenient for the council members, including the parent and guardian members.

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(b) The local school readiness council shall: (1) Make recommendations to the chief elected official and the superintendent of schools on issues relating to school readiness, including any applications for grants pursuant to sections 10-16p, as amended by this act, 10-16u, 17b-749a and 17b-749c; (2) foster partnerships among providers of school readiness programs; (3) cooperate with the Office of Early Childhood in any evaluation of a school readiness program; (4) identify existing and prospective resources and services available to children and families; (5) facilitate the coordination of the delivery of services to children and families, including (A) referral procedures, and (B) before and after-school child care for children attending kindergarten programs; (6) exchange information with other councils, the community and organizations serving the needs of children and

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families; (7) make recommendations to school officials concerning transition from school readiness programs to kindergarten; (8) encourage public participation; [and] (9) collaborate with the Office of Early Childhood related to planning improvements to the state early care and education governance structure; and (10) conduct, as necessary, a needs assessment for early childhood education for

children and families in the community.

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- 422 (c) Two or more towns or school districts and appropriate 423 representatives of groups or entities interested in early childhood 424 education in a region may establish a regional school readiness council. 425 If a priority school is located in at least one of such school districts, the 426 regional school readiness council may apply for a grant pursuant to 427 subsection (d) of section 10-16p. The regional school readiness council 428 may perform the duties outlined in subdivisions (2) to (8), inclusive, and 429 subdivision (10) of subsection (b) of this section.
- 430 (d) On and after July 1, 2022, following a local needs assessment 431 conducted pursuant to subdivision (10) of subsection (b) of this section, 432 that reveals a surplus of unused school readiness spaces, a local or regional school readiness council may convert such unused school 433 readiness spaces to infant and toddler spaces, provided the per child 434 435 cost for such converted spaces does not exceed the per child cost for 436 infant and toddler spaces for state-funded child care centers pursuant to 437 section 8-210, as amended by this act.
 - Sec. 21. (NEW) (*Effective July 1, 2022*) For the school year commencing July 1, 2022, and each school year thereafter, each local and regional board of education shall hire or designate an existing employee to serve as the family care coordinator for the school district. The family care coordinator shall work with school social workers and school psychologists in the schools under the jurisdiction of the board. The family care coordinator shall serve as a liaison for the school system with mental health service providers for the purposes of providing students with access to mental health resources within the community bringing mental health services to students inside of the school.

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Sec. 22. (NEW) (Effective October 1, 2022, and applicable to assessment years commencing on or after October 1, 2022) Any municipality may, by vote of its legislative body or, in a municipality where the legislative body is a town meeting, by vote of the board of selectmen, abate up to one hundred per cent of the property taxes due for any tax year, for not more than five tax years, for any property or portion of a property (1) used in the operation of a child care center or group child care home licensed pursuant to section 19a-80 of the general statutes, or a family child care home licensed pursuant to section 19a-87b of the general statutes, and (2) owned by the person, persons, association, organization, corporation, institution or agency holding such license.

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Sec. 23. Subsection (a) of section 19a-79 of the 2022 supplement to the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1*, 2022):

(a) The Commissioner of Early Childhood shall adopt regulations, in accordance with the provisions of chapter 54, to carry out the purposes of sections 19a-77 to 19a-80, inclusive, as amended by this act, and 19a-82 to 19a-87, inclusive, and to assure that child care centers and group child care homes meet the health, educational and social needs of children utilizing such child care centers and group child care homes. Such regulations shall (1) specify that before being permitted to attend any child care center or group child care home, each child shall be protected as age-appropriate by adequate immunization against diphtheria, pertussis, tetanus, poliomyelitis, measles, mumps, rubella, haemophilus influenzae type B and any other vaccine required by the schedule of active immunization adopted pursuant to section 19a-7f, (2) specify conditions under which child care center directors and teachers and group child care home providers may administer tests to monitor glucose levels in a child with diagnosed diabetes mellitus, and administer medicinal preparations, including controlled drugs specified in the regulations by the commissioner, to a child receiving child care services at such child care center or group child care home pursuant to the written order of a physician licensed to practice medicine or a dentist licensed to practice dental medicine in this or another state, or an

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advanced practice registered nurse licensed to prescribe in accordance with section 20-94a, or a physician assistant licensed to prescribe in accordance with section 20-12d, and the written authorization of a parent or guardian of such child, (3) specify that an operator of a child care center or group child care home, licensed before January 1, 1986, or an operator who receives a license after January 1, 1986, for a facility licensed prior to January 1, 1986, shall provide a minimum of thirty square feet per child of total indoor usable space, free of furniture except that needed for the children's purposes, exclusive of toilet rooms, bathrooms, coatrooms, kitchens, halls, isolation room or other rooms used for purposes other than the activities of the children, (4) specify that a child care center or group child care home licensed after January 1, 1986, shall provide thirty-five square feet per child of total indoor usable space, (5) establish appropriate child care center staffing requirements for employees certified in cardiopulmonary resuscitation by the American Red Cross, the American Heart Association, the National Safety Council, American Safety and Health Institute, Medic First Aid International, Inc. or an organization using guidelines for cardiopulmonary resuscitation and emergency cardiovascular care published by the American Heart Association and International Liaison Committee on Resuscitation, (6) specify that a child care center or group child care home (A) shall not deny services to a child on the basis of a child's known or suspected allergy or because a child has a prescription for an automatic prefilled cartridge injector or similar automatic injectable equipment used to treat an allergic reaction, or for injectable equipment used to administer glucagon, (B) shall, not later than three weeks after such child's enrollment in such a center or home, have staff trained in the use of such equipment on-site during all hours when such a child is on-site, (C) shall require such child's parent or guardian to provide the injector or injectable equipment and a copy of the prescription for such medication and injector or injectable equipment upon enrollment of such child, and (D) shall require a parent or guardian enrolling such a child to replace such medication and equipment prior to its expiration date, (7) specify that a child care center or group child care home (A) shall not deny services to a child on the

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basis of a child's diagnosis of asthma or because a child has a prescription for an inhalant medication to treat asthma, and (B) shall, not later than three weeks after such child's enrollment in such a center or home, have staff trained in the administration of such medication onsite during all hours when such a child is on-site, [and] (8) establish physical plant requirements for licensed child care centers and licensed group child care homes that exclusively serve school-age children, (9) specify that a child care center or group child care home shall immediately notify the parent or guardian of a child enrolled in such center or home if such child becomes ill or is injured while in the care of such center or home, (10) specify that a child care center or group child care home shall create a written record of any illness or injury described in subdivision (9) of this subsection, which shall, (A) include, but not be limited to, a description of such illness or injury, the date, time of occurrence and location of such illness or injury, any responsive action taken by an employee of such center or home, and whether such child was transported to a hospital emergency room, doctor's office or other medical facility as a result of such illness or injury, (B) be provided to the parent or guardian of such child not later than the next business day, and (C) be maintained by such center or home for a period of not less than two years and be made immediately available upon the request of the Office of Early Childhood, and (11) specify that a child care center or group child care home shall maintain any video recordings created at such center or home for a period of not less than thirty days, and make such recordings immediately available upon the request of the Office of Early Childhood. When establishing such requirements, the Office of Early Childhood shall give consideration to child care centers and group child care homes that are located in private or public school buildings. With respect to [this] subdivision [only] (8) of this subsection, the commissioner shall implement policies and procedures necessary to implement the physical plant requirements established pursuant to this subdivision while in the process of adopting such policies and procedures in regulation form. Until replaced by policies and procedures implemented pursuant to this subdivision, any physical plant requirement specified in the office's regulations that is generally

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- 552 applicable to child care centers and group child care homes shall 553 continue to be applicable to such centers and homes that exclusively 554 serve school-age children. The commissioner shall post notice of the 555 intent to adopt regulations pursuant to this subdivision on the 556 eRegulations System not later than twenty days after the date of 557 implementation of such policies and procedures. Policies and 558 procedures implemented pursuant to this subdivision shall be valid 559 until the time final regulations are adopted.
- 560 Sec. 24. (NEW) (Effective July 1, 2022) (a) There is established the 561 Children's Behavioral Health Cabinet. The cabinet shall consist of the: 562 (1) Commissioner of Children and Families, or the commissioner's 563 designee, (2) Commissioner of Mental Health and Addiction Services, 564 or the commissioner's designee, (3) Commissioner of Public Health, or 565 the commissioner's designee, (4) Commissioner of Developmental 566 Services, or the commissioner's designee, (5) Commissioner of Social 567 Services, or the commissioner's designee, (6) Commissioner of Early 568 Childhood, or the commissioner's designee, (7) Commissioner of 569 Correction, or the commissioner's designee, (8)Insurance 570 Commissioner, or the commissioner's designee, (9) Commissioner of 571 Education, or the commissioner's designee, (10) Secretary of the Office 572 of Policy and Management, or the secretary's designee, (11) Healthcare 573 Advocate, or the Healthcare Advocate's designee, (12) Child Advocate, 574 or the Child Advocate's designee, (13) Chief Court Administrator, or the 575 Chief Court Administrator's designee, (14) executive director of the 576 Office of Health Strategy, or the executive director's designee, and (15) 577 executive director of the Commission on Women, Children, Seniors, 578 Equity and Opportunity, or the executive director's designee.
 - (b) The Commissioner of Children and Families, or the commissioner's designee, shall serve as the chairperson of the cabinet. The cabinet shall meet at least quarterly. Members shall not be compensated for their services.

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(c) The cabinet shall (1) assess children's behavioral health services in the state to identify areas for improvement in (A) the delivery of such

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services, (B) the policies and practices of providers of such services, (C) the outcomes for children receiving such services, and (D) patient experiences, (2) make recommendations for improvements in such areas, and (3) consult with private insurers, the Commissioner of Social Services and the Behavioral Health Partnership developed pursuant to section 17a-22h of the general statutes, to ensure timely access to behavioral health services for children in need of such services.

- (d) Not later than January 1, 2023, and quarterly thereafter, the cabinet shall submit a status report, in accordance with the provisions of section 11-4a of the general statutes, to the Governor and the joint standing committees of the General Assembly having cognizance of matters relating to children, insurance and public health. Such report shall include the cabinet's findings and recommendations from the previous quarter.
- (e) The Department of Children and Families shall provide support staff to the Children's Behavioral Health Cabinet.
- Sec. 25. (NEW) (*Effective July 1, 2022*) No Social Security disability benefit received by a child or youth in the care and custody of the Commissioner of Children and Families shall be utilized by the Department of Children and Families to offset the cost of such child or youth's care.
 - Sec. 26. (NEW) (*Effective July 1, 2022*) (a) The Commissioner of Social Services, in consultation with the Commissioner of Public Health, shall establish a pilot grant program to expand behavioral health care offered to children at federally qualified health centers.
 - (b) The Commissioner of Social Services, within available appropriations, shall establish a grant program to provide such health centers with a fifty per cent match for the cost of hiring licensed social workers to provide counseling and other services to children receiving primary health care at such health centers. The commissioner shall (1) prescribe forms and criteria for such health centers to apply and qualify for grant funds; and (2) require such centers to report to the

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- commissioner on use of the funds to expand behavioral health care for children.
- Sec. 27. (NEW) (Effective July 1, 2022) Not later than December 1, 2022, the Department of Consumer Protection shall develop documents concerning the safe storage by consumers of (1) prescription drugs, as defined in section 19a-754b of the general statutes, and (2) cannabis, as defined in section 21a-420 of the general statutes, and cannabis products, as defined in section 21a-420 of the general statutes. Such documents shall contain, but need not be limited to, information concerning best practices for (A) storing prescription drugs and cannabis and cannabis products in a manner that renders such items inaccessible to children, and (B) disposal of unused and expired prescription drugs and cannabis and cannabis products. Not later than December 15, 2022, the department shall publish such documents on its Internet web site.
 - Sec. 28. (NEW) (*Effective July 1, 2022*) Not later than January 1, 2023, each pharmacy, as defined in section 20-635 of the general statutes, shall post a sign in a conspicuous place on the premises of such pharmacy, notifying consumers that they may visit the Internet web site of the Department of Consumer Protection for information concerning the safe storage of prescription drugs and disposal of unused and expired prescription drugs.

- Sec. 29. (NEW) (*Effective July 1*, 2022) Not later than January 1, 2023, each retailer, as defined in section 21a-420 of the general statutes, and hybrid retailer, as defined in section 21a-420 of the general statutes, shall post a sign in a conspicuous place on the premises of such retailer or hybrid retailer, notifying consumers that they may visit the Internet web site of the Department of Consumer Protection for information concerning the safe storage of cannabis and cannabis products and disposal of unused and expired cannabis and cannabis products.
- Sec. 30. (NEW) (*Effective October 1, 2022*) Each hospice and hospice care program licensed under section 19a-122b of the general statutes that provides hospice home care services for terminally ill persons shall

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dispose of any controlled substance, as defined in section 21a-240 of the general statutes, that such hospice or hospice care program dispensed or administered to a terminally ill person (1) as soon as practicable after the death of such person, and (2) in a manner that complies with any applicable state or federal law regarding disposal of controlled substances.

- Sec. 31. (NEW) (*Effective July 1, 2022*) (a) There is established an account to be known as the "transitional housing for youths experiencing homelessness account" which shall be a separate, nonlapsing account within the General Fund. The account shall contain any moneys required by law to be deposited in the account. Moneys in the account shall be expended by the Department of Housing for the purpose of providing grants for transitional housing for individuals under the age of twenty-one who are experiencing homelessness.
- (b) The Commissioner of Housing shall establish a grant application process, eligibility criteria for the provision of grants and a formula for determining the amount of each grant awarded pursuant to this subsection. The commissioner shall implement policies and procedures to carry out the provisions of this section while in the process of adopting such policies and procedures in regulation form, provided the commissioner posts notice of intent to adopt the regulation on the eRegulations System not later than twenty days after implementation. Such policies and procedures shall be valid until the final regulations are adopted.
- Sec. 32. (*Effective from passage*) The Commissioner of Revenue Services shall conduct a study to identify options for establishing a tax credit against the personal income tax for taxpayers with dependent children enrolled in child care. Not later than January 1, 2023, the commissioner shall submit a report, in accordance with the provisions of section 11-4a of the general statutes, to the joint standing committee of the General Assembly having cognizance of matters relating to children. Such report shall include the findings of such study and any legislative recommendations.

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Sec. 33. (*Effective from passage*) (a) For the purposes of this section, "child care facilities" means child care centers, group child care homes and family child care homes that provide "child care services", as described in section 19a-77 of the general statutes, as amended by this act, and "out-of-pocket costs" has the same meaning as provided in section 19a-755b of the general statutes.

- (b) The Commissioner of Social Services, in consultation with the Office of the State Comptroller, shall conduct a study to identify ways in which the state may provide financial assistance to employees of child care facilities for out-of-pocket costs associated with the provision of medical care to such employees. Not later than January 1, 2023, the commissioner of Social Services shall submit a report, in accordance with the provisions of section 11-4a of the general statutes, to the joint standing committee of the General Assembly having cognizance of matters relating to children. Such report shall include the findings of such study, including, but not limited to, an analysis of whether such employees may be eligible for participation in the State Partnership Plan 2.0, and any legislative recommendations.
- Sec. 34. (*Effective from passage*) (a) There is established a task force to continue to study the comprehensive needs of children in the state and the extent to which such needs are being met by educators, community members and local and state agencies. The task force shall address subdivisions (1) to (6), inclusive, of subsection (a) of section 30 of public act 21-46.
- (b) The task force shall consist of the members appointed to the task force to study the comprehensive needs of children pursuant to subsection (b) of section 30 of public act 21-46, except that if any member declines such appointment, a new appointee shall be selected by the appointing authority pursuant to said subsection.
- (c) Any member of the task force appointed under subdivisions (1) to (6), inclusive, of subsection (b) of section 30 of public act 21-46 may be a member of the General Assembly.

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(d) All initial appointments to the task force shall be made not later than thirty days after the effective date of this section. Any vacancy shall be filled by the appointing authority not later than thirty days after the vacancy occurs. If a vacancy is not filled by the appointing authority, the chairpersons of the task force may fill such vacancy.

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- (e) The speaker of the House of Representatives and the president pro tempore of the Senate shall select the chairpersons of the task force from among the members of the task force. Such chairpersons shall schedule the first meeting of the task force, which shall be held not later than sixty days after the effective date of this section.
 - (f) The administrative staff of the joint standing committee of the General Assembly having cognizance of matters relating to children shall serve as administrative staff of the task force.
- 728 (g) Not later than January 1, 2023, the task force shall update the 729 report issued pursuant to subsection (g) of section 30 of public act 21-46, 730 and submit such updated report and any additional findings and 731 recommendations to the joint standing committee of the General 732 Assembly having cognizance of matters relating to children, in 733 accordance with the provisions of section 11-4a of the general statutes. 734 The task force shall terminate on the date that it submits such report or 735 January 1, 2023, whichever is later.
- Sec. 35. Section 17b-28e of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2022*):
 - (a) The Commissioner of Social Services shall amend the Medicaid state plan to include, on and after January 1, 2009, hospice services as optional services covered under the Medicaid program. Said state plan amendment shall supersede any regulations of Connecticut state agencies concerning such optional services. Hospice services covered under the Medicaid program for individuals who are residents in long-term care facilities shall be paid at a rate that is ninety-five per cent of the facility's per diem rate.

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- (b) Not later than October 1, 2011, the Commissioner of Social Services shall amend the Medicaid state plan to include podiatry as an optional service under the Medicaid program.
 - (c) Not later than October 1, [2014] 2022, the Commissioner of Social Services shall amend the Medicaid state plan to include services provided by the following licensed behavioral health clinicians in independent practice to Medicaid recipients who are twenty-one years of age or older: (1) Psychologists licensed under chapter 383, (2) clinical social workers licensed under subsection (c) or (e) of section 20-195n, (3) alcohol and drug counselors licensed under section 20-74s, (4) professional counselors licensed under sections 20-195cc and 20-195dd, [and] (5) marital and family therapists licensed under section 20-195c, and (6) master social workers licensed under chapter 383b who work under the supervision of psychologists licensed under chapter 383 or clinical social workers licensed under subsection (c) or (e) of section 20-195n. The commissioner shall include such services as optional services covered under the Medicaid program and provide direct Medicaid reimbursements to such licensed behavioral health clinicians who are enrolled as Medicaid providers and who treat such Medicaid recipients in independent practice settings. The commissioner may implement policies and procedures necessary to implement this subsection in advance of regulations, provided the commissioner prints notice of intent to adopt the regulations in accordance with section 17b-10 not later than twenty days after the date of implementation of such policies and procedures. Such policies and procedures shall be valid until the time final regulations are adopted.
- Sec. 36. (*Effective October 1, 2022*) The Psychology Interjurisdictional Compact is hereby enacted into law and entered into by the state of Connecticut with any and all states legally joining therein in accordance with its terms. The compact is substantially as follows:
 - "PSYCHOLOGY INTERJURISDICTIONAL COMPACT

777 ARTICLE I

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778 PURPOSE

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- Whereas, states license psychologists in order to protect the public through verification of education, training and experience and ensure accountability for professional practice; and
- Whereas, the compact is intended to regulate the day-to-day practice of telepsychology, including, but not limited to, the provision of psychological services using telecommunication technologies, by psychologists across state boundaries in the performance of their psychological practice as assigned by an appropriate authority; and
- Whereas, the compact is intended to regulate the temporary inperson, face-to-face practice of psychology by psychologists across state boundaries for thirty days within a calendar year in the performance of their psychological practice as assigned by an appropriate authority; and
- Whereas, the compact is intended to authorize state psychology regulatory authorities to afford legal recognition, in a manner consistent with the terms of the compact, to psychologists licensed in another state; and
 - Whereas, the compact recognizes that states have a vested interest in protecting the public's health and safety through their licensing and regulation of psychologists and that such state licensing and regulation will best protect public health and safety; and
- Whereas, the compact shall not apply when a psychologist is licensed in both the home and receiving states; and
- Whereas, the compact shall not apply to permanent in-person, faceto-face practice, it shall allow for authorization of temporary psychological practice.
- Consistent with such principles, the compact is designed to achieve the following purposes and objectives:

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- (1) Increase public access to professional psychological services by allowing for telepsychological practice across state lines and temporary in-person, face-to-face services in a state which the psychologist is not licensed to practice psychology;
- (2) Enhance the states' ability to protect the public's health and safety,especially client or patient safety;
- 813 (3) Encourage the cooperation of compact states in the areas of 814 psychology licensure and regulation;
- 815 (4) Facilitate the exchange of information between compact states 816 regarding licensure, adverse actions and disciplinary history of 817 psychologists;
- 818 (5) Promote compliance with the laws governing psychological 819 practice in each compact state; and
- 820 (6) Invest all compact states with the authority to hold licensed 821 psychologists accountable through the mutual recognition of compact 822 state licenses.
- 823 ARTICLE II

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- 824 DEFINITIONS
- (1) "Adverse action" means any action taken by a state psychology regulatory authority that finds a violation of a statute or regulation that is identified by the state psychology regulatory authority as discipline and is a matter of public record.
 - (2) "Association of State and Provincial Psychology Boards" means the recognized membership organization composed of state and provincial psychology regulatory authorities responsible for the licensure and registration of psychologists throughout the United States and Canada.
 - (3) "Authority to practice interjurisdictional telepsychology" means a licensed psychologist's authority to practice telepsychology, within the

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- 836 limits authorized under the compact, in another compact state.
- 837 (4) "Bylaws" means the bylaws established by the Psychology 838 Interjurisdictional Compact Commission pursuant to Article X of the 839 compact for the governance of said commission, or for directing and 840 controlling the actions and conduct of said commission.
- 841 (5) "Client or patient" means the recipient of psychological services, 842 whether psychological services are delivered in the context of 843 healthcare, corporate, supervision or consulting services.
- 844 (6) "Commissioner" means the voting representative appointed by 845 each state psychology regulatory authority pursuant to Article X of the 846 compact.
- 847 (7) "Compact" means the Psychology Interjurisdictional Compact.

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- 848 (8) "Compact state" means a state, the District of Columbia or United 849 States territory that has enacted the compact and that has not withdrawn 850 pursuant to subsection (c) of Article XIII of the compact, or been 851 terminated pursuant to subsection (b) of Article XII of the compact.
 - (9) "Coordinated licensure information system" or "coordinated database" means an integrated process for collecting, storing and sharing information on psychologists' licensure and enforcement activities related to psychology licensure laws, that is administered by the recognized membership organization composed of state and provincial psychology regulatory authorities.
- 858 (10) "Confidentiality" means the principle that data or information is 859 not made available or disclosed to unauthorized persons or processes.
- 860 (11) "Day" means any part of a day in which psychological work is performed. 861
- 862 (12) "Distant state" means the compact state where a psychologist is physically present, not through the use of telecommunications technologies, to provide temporary in-person, face-to-face

LCO No. 3296 **27** of 61 psychological services.

- (13) "E.Passport" means the Interjurisdictional Practice Certificate issued by the Association of State and Provincial Psychology Boards that promotes the standardization in the criteria of interjurisdictional telepsychology practice and facilitates the process for licensed psychologists to provide telepsychological services across state lines.
- 871 (14) "Executive board" means a group of directors elected or 872 appointed to act on behalf of, and within the powers granted to them 873 by, the commission.
 - (15) "Home state" means a compact state where a psychologist is licensed to practice psychology, provided (A) if the psychologist is licensed in more than one compact state and is practicing under the temporary authorization to practice, the home state is the compact state where the psychologist is physically present when delivering telepsychological services, and (B) if the psychologist is licensed in more than one compact state and is practicing under the temporary authorization to practice, the home state is any compact state where the psychologist is licensed.
 - (16) "Identity history summary" means a summary of information retained by the Federal Bureau of Investigation, or said bureau's designee with similar authority, in connection with arrests and, in some instances, federal employment, naturalization, or military service.
 - (17) "In-person, face-to-face" (A) means interactions in which the psychologist and the client or patient are in the same physical space, and (B) does not include interactions that may occur through the use of telecommunication technologies.
 - (18) "IPC" means the Interjurisdictional Practice Certificate issued by the Association of State and Provincial Psychology Boards that grants temporary authority to practice based on notification to the state psychology regulatory authority of intention to practice temporarily, and verification of one's qualifications for such practice.

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- 896 (19) "License" means authorization by a state psychology regulatory 897 authority to engage in the independent practice of psychology, which 898 practice would be unlawful without the authorization.
- 899 (20) "Noncompact state" means any state that is not a compact state.
- 900 (21) "Psychologist" means an individual licensed for the independent practice of psychology.
- 902 (22) "Psychology Interjurisdictional Compact Commission" or 903 "commission" means the national administration of which all compact 904 states are members.
- 905 (23) "Receiving state" means a compact state where the client or 906 patient is physically located when the telepsychological services are 907 delivered.
- 908 (24) "Rule" means a written statement by the Psychology 909 Interjurisdictional Compact Commission promulgated pursuant to 910 Article XI of the compact that is of general applicability, implements, 911 interprets or prescribes a policy or provision of the compact, or an 912 organizational, procedural or practice requirement of the commission, 913 and has the force and effect of statutory law in a compact state, 914 including, but not limited to, the amendment, repeal or suspension of 915 an existing rule.
 - (25) "Significant investigatory information" means:

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- (A) Investigative information that a state psychology regulatory authority, after a preliminary inquiry that includes notification and an opportunity to respond if required by state law, has reason to believe, if proven true, would indicate more than a violation of state statute or ethics code that would be considered more substantial than minor infraction; or
 - (B) Investigative information that indicates that the psychologist represents an immediate threat to public health and safety regardless of whether the psychologist has been notified or had an opportunity to

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- 927 (26) "State" means a state, commonwealth, territory or possession of 928 the United States, or the District of Columbia.
- 929 (27) "State psychology regulatory authority" means the board, office 930 or other agency with the legislative mandate to license and regulate the 931 practice of psychology.
- 932 (28) "Telepsychology" means the provision of psychological services 933 using telecommunication technologies.
- 934 (29) "Temporary authorization to practice" means a licensed 935 psychologist's authority to conduct temporary in-person, face-to-face 936 practice, within the limits authorized under the compact, in another 937 compact state.
- (30) "Temporary in-person, face-to-face practice" means the practice of psychology by a psychologist who is physically present, not through the use of telecommunications technologies, in the distant state for not more than thirty days in a calendar year and based on notification to the distant state.

ARTICLE III HOME STATE LICENSURE

- (a) The home state shall be a compact state where a psychologist is licensed to practice psychology.
- (b) A psychologist may hold one or more compact state licenses at a time. If the psychologist is licensed in more than one compact state, the home state is the compact state where the psychologist is physically present when the services are delivered as authorized by the authority to practice interjurisdictional telepsychology under the terms of the compact.
 - (c) Any compact state may require a psychologist not previously licensed in a compact state to obtain and retain a license to be authorized to practice in the compact state under circumstances not authorized by

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- the authority to practice interjurisdictional telepsychology under the terms of the compact.
- (d) Any compact state may require a psychologist to obtain and retain a license to be authorized to practice in a compact state under circumstances not authorized by a temporary authorization to practice under the terms of the compact.
- (e) A home state's license authorizes a psychologist to practice in a receiving state under the authority to practice interjurisdictional telepsychology only if the compact state:
 - (1) Currently requires the psychologist to hold an active E.Passport;
- 965 (2) Has a mechanism in place for receiving and investigating 966 complaints about licensed individuals;

- 967 (3) Notifies the commission, in compliance with the terms of the 968 compact, of any adverse action or significant investigatory information 969 regarding a licensed individual;
- (4) Requires an identity history summary of all applicants at initial licensure, including, but not limited to, the use of the results of fingerprints or other biometric data checks compliant with the requirements of the Federal Bureau of Investigation, or said bureau's designee with similar authority, not later than ten years after activation of the compact; and
- 976 (5) Complies with the bylaws and rules of the commission.
- 977 (f) A home state's license grants a temporary authorization to practice 978 to a psychologist in a distant state only if the compact state:
- 979 (1) Currently requires the psychologist to hold an active IPC;
- 980 (2) Has a mechanism in place for receiving and investigating 981 complaints about licensed individuals;
- 982 (3) Notifies the commission, in compliance with the terms of the

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- compact, of any adverse action or significant investigatory information regarding a licensed individual;
- (4) Requires an identity history summary of all applicants at initial licensure, including, but not limited to, the use of the results of fingerprints or other biometric data checks compliant with the requirements of the Federal Bureau of Investigation, or said bureau's designee with similar authority, not later than ten years after activation of the compact; and
- 991 (5) Complies with the bylaws and rules of the commission.
- 992 ARTICLE IV

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993 COMPACT PRIVILEGE TO PRACTICE TELEPSYCHOLOGY

- (a) Compact states shall recognize the right of a psychologist, licensed in a compact state in conformance with Article III of the compact, to practice telepsychology in receiving states in which the psychologist is not licensed, under the authority to practice interjurisdictional telepsychology as provided in the compact.
- 999 (b) To exercise the authority to practice interjurisdictional 1000 telepsychology under the terms and provisions of the compact, a 1001 psychologist licensed to practice in a compact state shall:
- 1002 (1) Hold a graduate degree in psychology from an institution of 1003 higher education that was, at the time the degree was awarded:
- (A) Regionally accredited by an accrediting body recognized by the United States Department of Education to grant graduate degrees, or authorized by provincial statute or royal charter to grant doctoral degrees; or
 - (B) A foreign college or university deemed to be equivalent to an institution of higher education described in subparagraph (A) of this subdivision by a foreign credential evaluation service that is a member of the National Association of Credential Evaluation Services or by a

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- 1013 (2) Hold a graduate degree in psychology from a psychology 1014 program that meets the following criteria:
- 1015 (A) The program, wherever it may be administratively housed, shall 1016 be clearly identified and labeled as a psychology program. Such 1017 program shall specify in pertinent institutional catalogues and 1018 brochures its intent to educate and train professional psychologists;
- 1019 (B) The psychology program shall stand as a recognizable, coherent, organizational entity within the institution;
- 1021 (C) There shall be a clear authority and primary responsibility for the 1022 core and specialty areas whether or not the program cuts across 1023 administrative lines;
- 1024 (D) The program shall consist of an integrated, organized sequence 1025 of study;
- 1026 (E) There shall be an identifiable psychology faculty sufficient in size 1027 and breadth to carry out its responsibilities;
- 1028 (F) The designated director of the program shall be a psychologist and a member of the core faculty;
- 1030 (G) The program shall have an identifiable body of students who are matriculated in such program for a degree;
- 1032 (H) The program shall include supervised practicum, internship or field training appropriate to the practice of psychology;
- (I) The curriculum shall encompass a minimum of three academic years of full-time graduate study for a doctoral degree and a minimum of one academic year of full-time graduate study for a master's degree; and
- 1038 (J) The program shall include an acceptable residency, as defined by the rules of the commission.

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- 1040 (3) Possess a current, full and unrestricted license to practice psychology in a home state that is a compact state;
- 1042 (4) Have no history of adverse action that violates the rules of the 1043 commission;
- 1044 (5) Have no criminal record history reported on an identity history summary that violates the rules of the commission;
- 1046 (6) Possess a current, active E.Passport;

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- (7) Provide (A) attestations regarding areas of intended practice, conformity with standards of practice, competence in telepsychology technology, criminal background and knowledge and adherence to legal requirements in the home and receiving states, and (B) a release of information to allow for primary source verification in a manner specified by the commission; and
 - (8) Meet other criteria as defined by the rules of the commission.
 - (c) The home state maintains authority over the license of any psychologist practicing in a receiving state under the authority to practice interjurisdictional telepsychology.
 - (d) A psychologist practicing in a receiving state under the authority to practice interjurisdictional telepsychology shall be subject to the receiving state's scope of practice. A receiving state may, in accordance with such state's due process law, limit or revoke a psychologist's authority to practice interjurisdictional telepsychology in the receiving state and may take any other necessary actions under the receiving state's applicable law to protect the health and safety of the receiving state's citizens. If a receiving state takes action, the state shall promptly notify the home state and the commission.
 - (e) If a psychologist's license in any home state, another compact state or any authority to practice interjurisdictional telepsychology in any receiving state, is restricted, suspended or otherwise limited, the E.Passport shall be revoked and the psychologist shall not be eligible to

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1070 practice telepsychology in a compact state under the authority to 1071 practice interjurisdictional telepsychology. 1072 ARTICLE V 1073 COMPACT TEMPORARY AUTHORIZATION TO PRACTICE 1074 (a) Compact states shall recognize the right of a psychologist, licensed 1075 in a compact state in conformance with Article III of the compact, to 1076 practice temporarily in other compact states in which the psychologist 1077 is not licensed, as provided in the compact. 1078 (b) To exercise the temporary authorization to practice under the 1079 terms and provisions of the compact, a psychologist licensed to practice 1080 in a compact state shall: 1081 (1) Hold a graduate degree in psychology from an institution of 1082 higher education that was, at the time the degree was awarded: 1083 (A) Regionally accredited by an accrediting body recognized by the 1084 United States Department of Education to grant graduate degrees, or 1085 authorized by provincial statute or royal charter to grant doctoral 1086 degrees; or 1087 (B) A foreign college or university deemed to be equivalent to an 1088 institution of higher education described in subparagraph (A) of this 1089 subdivision by a foreign credential evaluation service that is a member 1090 of the National Association of Credential Evaluation Services or by a 1091 recognized foreign credential evaluation service; and 1092 (2) Hold a graduate degree in psychology that meets the following 1093 criteria: 1094 (A) The program, wherever it may be administratively housed, shall 1095 be clearly identified and labeled as a psychology program. Such 1096 program shall specify in pertinent institutional catalogues and

brochures its intent to educate and train professional psychologists;

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(B) The psychology program shall stand as a recognizable, coherent,

1099	organizational	entity	within	the	institution	ι;

- 1100 (C) There shall be a clear authority and primary responsibility for the
- 1101 core and specialty areas whether or not the program cuts across
- 1102 administrative lines;
- 1103 (D) The program shall consist of an integrated, organized sequence
- 1104 of study;
- 1105 (E) There shall be an identifiable psychology faculty sufficient in size
- and breadth to carry out its responsibilities;
- 1107 (F) The designated director of the program shall be a psychologist
- and a member of the core faculty;
- (G) The program shall have an identifiable body of students who are
- 1110 matriculated in such program for a degree;
- 1111 (H) The program shall include supervised practicum, internship or
- 1112 field training appropriate to the practice of psychology;
- 1113 (I) The curriculum shall encompass a minimum of three academic
- 1114 years of full-time graduate study for a doctoral degree and a minimum
- of one academic year of full-time graduate study for a master's degree;
- 1116 and
- 1117 (J) The program includes an acceptable residency, as defined by the
- 1118 rules of the commission;
- 1119 (3) Possess a current, full and unrestricted license to practice
- psychology in a home state that is a compact state;
- 1121 (4) No history of adverse action that violates the rules of the
- 1122 commission;
- 1123 (5) No criminal record history that violates the rules of the
- 1124 commission;
- 1125 (6) Possess a current, active IPC;

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- 1126 (7) Provide attestations regarding areas of intended practice and 1127 work experience and provide a release of information to allow for 1128 primary source verification in a manner specified by the commission; 1129 and
- 1130 (8) Meet other criteria, as defined by the rules of the commission.
- 1131 (c) A psychologist practicing in a distant state under the temporary 1132 authorization to practice shall practice within the scope of practice 1133 authorized by the distant state.
- 1134 (d) A psychologist practicing in a distant state under the temporary 1135 authorization to practice shall be subject to the distant state's authority and law. A distant state may, in accordance with such state's due process 1137 law, limit or revoke a psychologist's temporary authorization to practice in the distant state and may take any other necessary actions under the 1139 distant state's applicable law to protect the health and safety of the 1140 distant state's citizens. If a distant state takes action, the state shall promptly notify the home state and the commission.
 - (e) If a psychologist's license in any home state or another compact state, or any temporary authorization to practice in any distant state, is restricted, suspended or otherwise limited, the IPC shall be revoked and the psychologist shall not be eligible to practice in a compact state under the temporary authorization to practice.
- 1147 ARTICLE VI

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- 1148 CONDITIONS OF TELEPSYCHOLOGY PRACTICE IN A
- 1149 RECEIVING STATE
- 1150 A psychologist may practice in a receiving state under the authority 1151 to practice interjurisdictional telepsychology only in the performance of 1152 the scope of practice for psychology as assigned by an appropriate state 1153 psychology regulatory authority, as defined in the rules of the 1154 commission, and under the following circumstances:
- 1155 (1) The psychologist initiates a client or patient contact in a home state

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- via telecommunications technologies with a client or patient in a 1157 receiving state; and
- 1158 (2) The psychologist complies with any other conditions regarding 1159 telepsychology that are set forth in the rules promulgated by the 1160 commission.
- 1161 ARTICLE VII

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- 1162 ADVERSE ACTIONS
- 1163 (a) A home state shall have the power to impose adverse action 1164 against a psychologist's license issued by the home state. A distant state 1165 shall have the power to take adverse action on a psychologist's 1166 temporary authorization to practice in such distant state.
 - (b) A receiving state may take adverse action on a psychologist's authority to practice interjurisdictional telepsychology in such receiving state. A home state may take adverse action against a psychologist based on an adverse action taken by a distant state regarding temporary inperson, face-to-face practice.
 - (c) If a home state takes adverse action against a psychologist's license, the psychologist's (1) authority to practice interjurisdictional telepsychology is terminated, (2) E.Passport is revoked, (3) temporary authorization to practice is terminated, and (4) IPC is revoked. All home state disciplinary orders that impose adverse action shall be reported to the commission in accordance with the rules promulgated by the commission. A compact state shall report adverse actions in accordance with the rules of the commission. If discipline is reported on a psychologist, the psychologist shall not be eligible for telepsychology or temporary in-person, face-to-face practice in accordance with the rules of the commission. Other actions may be imposed as determined by the rules promulgated by the commission.
 - (d) A home state's psychology regulatory authority shall investigate and take appropriate action with respect to reported inappropriate conduct engaged in by a licensee that occurred in a receiving state as it

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- would if such conduct had occurred by a licensee in the home state. In such cases, the home state's law shall control in determining any adverse action against a psychologist's license.
 - (e) A distant state's psychology regulatory authority shall investigate and take appropriate action with respect to reported inappropriate conduct engaged in by a psychologist practicing under temporary authorization to practice that occurred in that distant state as it would if such conduct had occurred by a licensee within the home state. In such cases, the distant state's law shall control in determining any adverse action against a psychologist's temporary authorization to practice.
 - (f) Nothing in the compact shall override a compact state's decision that a psychologist's participation in an alternative program may be used in lieu of adverse action and that such participation shall remain nonpublic if required by the compact state's law. Compact states shall require psychologists who enter any alternative programs to not provide telepsychology services under the authority to practice interjurisdictional telepsychology or provide temporary psychological services under the temporary authorization to practice in any other compact state during the term of the alternative program.
 - (g) No other judicial or administrative remedies shall be available to a psychologist if the compact state imposes an adverse action pursuant to subsection (c) of this article.
- 1209 ARTICLE VIII

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- 1210 ADDITIONAL AUTHORITIES INVESTED IN A COMPACT 1211 STATE'S PSYCHOLOGY REGULATORY AUTHORITY
- 1212 (a) In addition to any other powers granted under state law, a 1213 compact state's psychology regulatory authority shall have the 1214 authority under the compact to do the following:
- 1215 (1) Issue subpoenas, for both hearings and investigations, that require 1216 the attendance and testimony of witnesses and the production of 1217 evidence. Subpoenas issued by a compact state's psychology regulatory

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- authority for the attendance and testimony of witnesses or the production of evidence from another compact state shall be enforced in the latter compact state by any court of competent jurisdiction, according to such court's practice and procedure in considering subpoenas issued in its own proceedings. The issuing state psychology regulatory authority shall pay any witness fees, travel expenses, mileage and other fees required by the service statutes of the state where the witnesses are or evidence is located; and
 - (2) Issue cease and desist or injunctive relief orders to revoke a psychologist's authority to practice interjurisdictional telepsychology or temporary authorization to practice.
 - (b) During the course of any investigation, a psychologist may not change the psychologist's home state licensure. A home state psychology regulatory authority is authorized to complete any pending investigations of a psychologist and to take any actions appropriate under its law. The home state psychology regulatory authority shall promptly report the conclusions of such investigations to the commission. Once an investigation has been completed, and pending the outcome of such investigation, the psychologist may change his or her home state licensure. The commission shall promptly notify the new home state of any such decisions as provided in the rules of the commission. All information provided to the commission or distributed by compact states pursuant to the psychologist shall be confidential, filed under seal and used for investigatory or disciplinary matters. The commission may create additional rules for mandated or discretionary sharing of information by compact states.

1244 ARTICLE IX

COORDINATED LICENSURE INFORMATION SYSTEM

(a) The commission shall provide for the development and maintenance of a coordinated licensure information system and reporting system containing licensure and disciplinary action information on all psychologists to whom the compact is applicable in

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- all compact states as defined by the rules of the commission.
- 1251 (b) Notwithstanding any other provision of the general statutes, a
- 1252 compact state shall submit a uniform data set to the coordinated
- database on all licensees as required by the rules of the commission,
- including, but not limited to, the following:
- 1255 (1) Identifying information;
- 1256 (2) Licensure data;
- 1257 (3) Significant investigatory information;
- 1258 (4) Adverse actions against a psychologist's license;
- 1259 (5) An indicator that a psychologist's authority to practice
- 1260 interjurisdictional telepsychology or temporary authorization to
- 1261 practice is revoked;
- 1262 (6) Nonconfidential information related to alternative program
- 1263 participation information;
- 1264 (7) Any denial of application for licensure, and the reasons for such
- 1265 denial; and
- 1266 (8) Other information that may facilitate the administration of the
- 1267 compact, as determined by the rules of the commission.
- 1268 (c) The coordinated database administrator shall promptly notify all
- 1269 compact states of any adverse action taken against, or significant
- investigative information on, any licensee in a compact state.
- (d) Compact states reporting information to the coordinated database
- 1272 may designate information that may not be shared with the public
- 1273 without the express permission of the compact state reporting the
- 1274 information.
- 1275 (e) Any information submitted to the coordinated database that is
- subsequently required to be expunged by the law of the compact state

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- 1277 reporting the information shall be removed from the coordinated
- 1278 database.
- 1279 ARTICLE X
- 1280 ESTABLISHMENT OF THE PSYCHOLOGY
- 1281 INTERJURISDICTIONAL COMPACT COMMISSION
- 1282 (a) The compact states hereby create and establish a joint public
- 1283 agency known as the Psychology Interjurisdictional Compact
- 1284 Commission.
- 1285 (1) The commission is a body politic and an instrumentality of the compact states.
- 1287 (2) Venue is proper and judicial proceedings by or against the
- 1288 commission shall be brought solely and exclusively in a court of
- 1289 competent jurisdiction where the principal office of the commission is
- located. The commission may waive venue and jurisdictional defenses
- to the extent it adopts or consents to participate in alternative dispute
- 1292 resolution proceedings.
- 1293 (3) Nothing in the compact shall be construed to be a waiver of
- 1294 sovereign immunity.
- (b) (1) The commission shall consist of one voting representative
- 1296 appointed by each compact state who shall serve as such state's
- 1297 commissioner. The state psychology regulatory authority shall appoint
- its delegate. The delegate shall be empowered to act on behalf of the
- 1299 compact state. The delegate shall be limited to the following:
- 1300 (A) An executive director, executive secretary or similar executive;
- 1301 (B) A current member of the state psychology regulatory authority of a compact state; or
- 1303 (C) A designee empowered with the appropriate delegate authority

to act on behalf of the compact state.

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- (2) Any commissioner may be removed or suspended from office as provided by the law of the state from which the commissioner is appointed. Any vacancy occurring in the commission shall be filled in accordance with the laws of the compact state in which the vacancy exists.
- (3) Each commissioner shall be entitled to one vote with regard to the promulgation of rules and creation of bylaws and shall otherwise have an opportunity to participate in the business and affairs of the commission. A commissioner shall vote in person or by such other means as provided in the bylaws. The bylaws may provide for commissioners' participation in meetings by telephone or other means of communication.
- 1317 (4) The commission shall meet at least once during each calendar 1318 year. Additional meetings shall be held as set forth in the bylaws.
- 1319 (5) All meetings shall be open to the public, and public notice of 1320 meetings shall be given in the same manner as required under the 1321 rulemaking provisions in Article XI of the compact.
- 1322 (6) The commission may convene in a closed, nonpublic meeting if 1323 the commission has to discuss the following:
- (A) Noncompliance of a compact state with its obligations under the compact;
- 1326 (B) The employment, compensation, discipline or other personnel 1327 matters, practices or procedures related to specific employees or other 1328 matters related to the commission's internal personnel practices and 1329 procedures;
- 1330 (C) Current, threatened or reasonably anticipated litigation against the commission;
- 1332 (D) Negotiation of contracts for the purchase or sale of goods, services or real estate;

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- 1334 (E) Accusation against any person of a crime or formally censuring 1335 any person;
- 1336 (F) Disclosure of trade secrets or commercial or financial information 1337 which is privileged or confidential;
- 1338 (G) Disclosure of information of a personal nature where disclosure 1339 would constitute a clearly unwarranted invasion of personal privacy;
- 1340 (H) Disclosure of investigatory records compiled for law enforcement 1341 purposes;
- 1342 (I) Disclosure of information related to any investigatory reports 1343 prepared by or on behalf of or for use of the commission or other 1344 committee charged with responsibility for investigation determination of compliance issues pursuant to the compact; or
- 1346 (J) Matters specifically exempted from disclosure by federal and state 1347 statute.

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- (7) If a meeting, or portion of a meeting, is closed pursuant to the provisions of subdivision (6) of this subsection, the commission's legal counsel or designee shall certify that the meeting may be closed and shall reference each relevant exempting provision. The commission shall keep minutes that fully and clearly describe all matters discussed in a meeting and shall provide a full and accurate summary of actions taken, of any person participating in the meeting, and the reasons therefore, including, but not limited to, a description of the views expressed. All documents considered in connection with an action shall be identified in such minutes. All minutes and documents of a closed meeting shall remain under seal, subject to release only by a majority vote of the commission or order of a court of competent jurisdiction.
- (c) The commission shall, by a majority vote of the commissioners, prescribe bylaws or rules to govern its conduct as may be necessary or appropriate to carry out the purposes and exercise the powers of the compact, including, but not limited to:

LCO No. 3296 **44** of 61 1364 (1) Establishing the fiscal year of the commission;

- 1365 (2) Providing reasonable standards and procedures for the following:
- 1366 (A) The establishment and meetings of other committees; and
- 1367 (B) Governing any general or specific delegation of any authority or function of the commission;
 - (3) Providing reasonable procedures for calling and conducting meetings of the commission, ensuring reasonable advance notice of all meetings and providing an opportunity for attendance of such meetings by interested parties, with enumerated exceptions designed to protect the public's interest, the privacy of individuals at such meetings and proprietary information, including, but not limited to, trade secrets. The commission may meet in closed session only after a majority of the commissioners vote to close a meeting to the public in whole or in part. As soon as practicable, the commission shall make public a copy of the vote to close the meeting revealing the vote of each commissioner with no proxy votes allowed;
 - (4) Establishing the titles, duties and authority and reasonable procedures for the election of the officers of the commission;
 - (5) Providing reasonable standards and procedures for the establishment of the personnel policies and programs of the commission. Notwithstanding any civil service law or other similar law of any compact state, the bylaws shall exclusively govern the personnel policies and programs of the commission;
 - (6) Promulgating a code of ethics to address permissible and prohibited activities of commission members and employees;
 - (7) Providing a mechanism for concluding the operations of the commission and the equitable disposition of any surplus funds that may exist after the termination of the compact after the payment or reserving of all of its debts and obligations;

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- 1393 (8) The commission shall publish its bylaws in a convenient form and 1394 file a copy thereof and a copy of any amendment thereto, with the 1395 appropriate agency or officer in each of the compact states;
- 1396 (9) The commission shall maintain its financial records in accordance 1397 with the bylaws; and
- 1398 (10) The commission shall meet and take such actions as are consistent with the provisions of the compact and the bylaws.
- 1400 (d) The commission may:
- 1401 (1) Promulgate uniform rules to facilitate and coordinate 1402 implementation and administration of the compact, which rules shall 1403 have the force and effect of law and shall be binding in all compact 1404 states;
- (2) Bring and prosecute legal proceedings or actions in the name of the commission, provided the standing of any state psychology regulatory authority or other regulatory body responsible for psychology licensure to sue or be sued under applicable law shall not be affected;
- 1410 (3) Purchase and maintain insurance and bonds;
- (4) Borrow, accept or contract for services of personnel, including, but
 not limited to, employees of a compact state;
- (5) Hire employees, elect or appoint officers, fix compensation, define duties, grant such individuals appropriate authority to carry out the purposes of the compact and to establish the commission's personnel policies and programs relating to conflicts of interest, qualifications of personnel and other related personnel matters;
- 1418 (6) Accept any appropriate donations and grants of money, 1419 equipment, supplies, materials and services and to receive, utilize and 1420 dispose of the same; provided the commission shall strive at all times to 1421 avoid any appearance of impropriety or conflict of interest;

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- 1422 (7) Lease, purchase, accept appropriate gifts or donations of, or 1423 otherwise own, hold, improve or use, any property, real, personal or 1424 mixed, provided the commission shall strive at all times to avoid any 1425 appearance of impropriety;
- 1426 (8) Sell, convey, mortgage, pledge, lease, exchange, abandon or 1427 otherwise dispose of any property real, personal or mixed;
- 1428 (9) Establish a budget and make expenditures;
- 1429 (10) Borrow money;
- (11) Appoint committees, including, but not limited to, advisory committees comprised of members, state regulators, state legislators or their representatives and consumer representatives, and such other interested persons as may be designated in the compact and the bylaws;
- 1434 (12) Provide and receive information from, and to cooperate with, 1435 law enforcement agencies;
- 1436 (13) Adopt and use an official seal; and
- 1437 (14) Perform such other functions as may be necessary or appropriate 1438 to achieve the purposes of the compact consistent with the state 1439 regulation of psychology licensure, temporary in-person, face-to-face 1440 practice and telepsychology practice.
- (e) (1) The elected officers shall serve as the executive board, which shall have the power to act on behalf of the commission according to the terms of the compact. The executive board shall be comprised of the following six members:
- 1445 (A) Five voting members who are elected from the membership of the commission by the commission; and
- 1447 (B) One ex-officio, nonvoting member from the recognized 1448 membership organization composed of state and provincial psychology 1449 regulatory authorities.

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1450	(2) The ex-officio member shall have served as staff or member on a
1451	state psychology regulatory authority and shall be selected by its
1452	respective organization.
1453	(3) The commission may remove any member of the executive board
1454	as provided in the bylaws.
1455	(4) The executive board shall meet at least annually.
1456	(5) The executive board shall have the following duties and
1457	responsibilities:
1458	(A) Recommend to the entire commission changes to the rules or
1459	bylaws, changes to the compact legislation, fees paid by compact states,
1460	including, but not limited to, annual dues, and any other applicable fees;
1461	(B) Ensure compact administration services are appropriately
1462	provided, contractually or otherwise;
1463	(C) Prepare and recommend the budget;
1464	(D) Maintain financial records on behalf of the commission;
1465	(E) Monitor compact compliance of member states and provide
1466	compliance reports to the commission;
1467	(F) Establish additional committees as necessary; and
1468	(G) Other duties as provided in rules or bylaws.

- 1469 (f) The commission:
- 1470 (1) Shall pay, or provide for the payment of the reasonable expenses 1471 of its establishment, organization and ongoing activities.
- 1472 (2) May accept any and all appropriate revenue sources, donations 1473 and grants of money, equipment, supplies, materials and services.
- 1474 (3) May levy on and collect an annual assessment from each compact 1475 state or impose fees on other parties to cover the cost of the operations

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and activities of the commission and its staff. Such assessment and fees shall be in a total amount sufficient to cover the commission's annual budget as approved each year for which revenue is not provided by other sources. The aggregate annual assessment amount shall be allocated based upon a formula to be determined by the commission. The commission shall promulgate a rule under this subdivision that is binding upon all compact states.

- (4) Shall not incur obligations of any kind prior to securing the funds adequate to meet such obligations, or pledge the credit of any of the compact states, except by and with the authority of the compact state.
- (5) Shall keep accurate accounts of all receipts and disbursements. The receipts and disbursements of the commission shall be subject to the audit and accounting procedures established under its bylaws. All receipts and disbursements of funds handled by the commission shall be audited yearly by a certified or licensed public accountant and the report of the audit shall be included in and become part of the annual report of the commission.
- (g) (1) The members, officers, executive director, employees and representatives of the commission shall be immune from suit and liability, either personally or in their official capacity, for any claim for damage to or loss of property or personal injury or other civil liability caused by or arising out of any actual or alleged act, error or omission that occurred, or that the person against whom the claim is made had a reasonable basis for believing occurred within the scope of commission employment, duties or responsibilities, provided nothing in this subdivision shall be construed to protect any such person from suit or liability for any damage, loss, injury or liability caused by the intentional or wilful or wanton misconduct of such person.
- (2) The commission shall defend any member, officer, executive director, employee or representative of the commission in any civil action seeking to impose liability arising out of any actual or alleged act, error or omission that occurred within the scope of commission employment, duties or responsibilities, or that the person against whom

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- 1509 the claim is made had a reasonable basis for believing occurred within 1510 the scope of commission employment, duties or responsibilities, 1511 provided (A) nothing in this subdivision shall be construed to prohibit 1512 such person from retaining his or her own counsel, and (B) the actual or 1513 alleged act, error or omission did not result from such person's 1514 intentional or wilful or wanton misconduct.
 - (3) The commission shall indemnify and hold harmless any member, officer, executive director, employee or representative of the commission for the amount of any settlement or judgment obtained against such person arising out of any actual or alleged act, error or omission that occurred within the scope of commission employment, duties or responsibilities, or that such person had a reasonable basis for believing occurred within the scope of commission employment, duties or responsibilities, provided the actual or alleged act, error or omission did not result from the intentional or wilful or wanton misconduct of such person.

ARTICLE XI

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RULEMAKING

- 1527 (a) The commission shall exercise its rulemaking powers pursuant to 1528 the criteria set forth in this Article and the rules adopted thereunder. 1529 Rules and amendments shall become binding as of the date specified in 1530 each rule or amendment.
- 1531 (b) If a majority of the legislatures of the compact states rejects a rule, 1532 by enactment of a statute or resolution in the same manner used to adopt 1533 the compact, then such rule shall have no further force and effect in any 1534 compact state.
- 1535 (c) Rules, or amendments to the rules, shall be adopted at a regular 1536 or special meeting of the commission.
- 1537 (d) Prior to promulgation and adoption of a final rule or rules by the commission, and at least sixty days prior to the scheduled date of the 1539 meeting at which the rule will be considered and voted upon, the

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1540	commission shall file a notice of proposed rulemaking as follows:
1541	(1) On the Internet web site of the commission; and
1542	(2) On the Internet web site of each compact state's psychology
1543	regulatory authority or the publication in which each state would
1544	otherwise publish proposed rules.
1545	(e) The notice of proposed rulemaking shall include the following:
1546	(1) The proposed time, date and location of the meeting in which the
1547	rule will be considered and voted upon;
1548	(2) The text of the proposed rule or amendment and the reason for
1549	the proposed rule;
1550	(3) A request for comments on the proposed rule from any interested
1551	person; and
1552	(4) The manner in which interested persons may submit to the
1553	commission (A) notice of their intention to attend the public hearing,
1554	and (B) written comments.
1555	(f) Prior to adoption of a proposed rule, the commission shall allow
1556	persons to submit written data, facts, opinions and arguments, which
1557	shall be made available to the public.
1558	(g) The commission shall grant an opportunity for a public hearing
1559	before it adopts a rule or amendment if a hearing is requested by the
1560	following:
1561	(1) At least twenty-five persons who submit written comments
1562	independently of each other;
1563	(2) A governmental subdivision or agency; or
1564	(3) A duly appointed person in an association that has at least twenty-

(h) If a hearing is held on the proposed rule or amendment, the

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five members.

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- 1567 commission shall publish the location, time and date of the scheduled 1568 public hearing.
- 1569 (1) All persons wishing to be heard at the hearing shall notify the 1570 executive director of the commission or other designated member in 1571 writing of their desire to appear and testify at the hearing not less than 1572 five business days prior to the scheduled date of the hearing.
 - (2) Hearings shall be conducted in a manner providing each person who wishes to comment a fair and reasonable opportunity to comment orally or in writing.

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- (3) No transcript of the hearing is required, unless a written request for a transcript is made, in which case the person requesting the transcript shall bear the cost of producing the transcript. A recording may be made in lieu of a transcript under the same terms and conditions as a transcript. The provisions of this subdivision shall not preclude the commission from making a transcript or recording of the hearing if it so chooses.
- 1583 (4) Nothing in this subsection shall be construed as requiring a 1584 separate hearing on each rule. Rules may be grouped for the 1585 convenience of the commission at hearings required under this 1586 subsection.
 - (i) Following the scheduled hearing date, or by the close of business on the scheduled hearing date if the hearing was not held, the commission shall consider all written and oral comments received.
 - (j) The commission shall, by majority vote of all members, take final action on the proposed rule and shall determine the effective date of the rule, if any, based on the rulemaking record and the full text of the rule.
- 1593 (k) If no written notice of intent to attend the public hearing by interested parties is received, the commission may proceed with promulgation of the proposed rule without a public hearing.
 - (l) Upon determination that an emergency exists, the commission

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- may consider and adopt an emergency rule without prior notice, opportunity for comment or hearing, provided the usual rulemaking procedures described in the compact and in this subsection shall be retroactively applied to the rule as soon as reasonably possible, in no event later than ninety days after the effective date of the rule. For the purposes of this subsection, "emergency rule" means a rule that shall be adopted immediately in order to:
- 1604 (1) Meet an imminent threat to public health, safety or welfare;
- 1605 (2) Prevent a loss of commission or compact state funds;
- 1606 (3) Meet a deadline for the promulgation of an administrative rule 1607 that is established by federal law or rule; or
- 1608 (4) Protect public health and safety.
- 1609 (m) The commission, or an authorized committee of the commission, 1610 may direct revisions to a previously adopted rule or amendment for 1611 purposes of correcting typographical errors, errors in format, errors in 1612 consistency or grammatical errors. Public notice of any revisions shall 1613 be posted on the Internet web site of the commission. The revision shall 1614 be subject to challenge by any person for a period of thirty days after 1615 posting. The revision may be challenged only on grounds that the 1616 revision results in a material change to a rule. A challenge shall be made 1617 in writing, and delivered to the chair of the commission prior to the end 1618 of the notice period. If no challenge is made, the revision shall take effect 1619 without further action. If the revision is challenged, the revision may not 1620 take effect without the approval of the commission.

1621 ARTICLE XII

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OVERSIGHT, DISPUTE RESOLUTION AND ENFORCEMENT

(a) (1) The executive, legislative and judicial branches of state government in each compact state shall enforce the compact and take all actions necessary and appropriate to effectuate the compact's purposes and intent. The provisions of the compact and the rules promulgated

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under the compact shall have standing as statutory law.

- (2) All courts shall take judicial notice of the compact and the rules in any judicial or administrative proceeding in a compact state pertaining to the subject matter of the compact that may affect the powers, responsibilities or actions of the commission.
 - (3) The commission shall be entitled to receive service of process in any such proceeding, and shall have standing to intervene in such proceeding for all purposes. Failure to provide service of process to the commission shall render a judgment or order void as to the commission, the compact or promulgated rules.
- (b) (1) If the commission determines that a compact state has defaulted in the performance of its obligations or responsibilities under the compact or the promulgated rules, the commission shall perform the following actions:
 - (A) Provide written notice to the defaulting state and other compact states of the nature of the default, the proposed means of remedying the default or any other action to be taken by the commission; and
 - (B) Provide remedial training and specific technical assistance regarding the default.
 - (2) If a state in default fails to remedy the default, the defaulting state may be terminated from the compact upon an affirmative vote of a majority of the compact states, and all rights, privileges and benefits conferred by the compact shall be terminated on the effective date of termination of the defaulting state. A remedy of the default does not relieve the offending state of obligations or liabilities incurred during the period of default.
 - (3) Termination of membership in the compact shall be imposed only after all other means of securing compliance have been exhausted. Notice of intent to suspend or terminate shall be submitted by the commission to the governor, the majority and minority leaders of the defaulting state's legislature, and each of the compact states.

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- 1658 (4) A compact state that has been terminated shall be responsible for 1659 all assessments, obligations and liabilities incurred through the effective 1660 date of termination, including, but not limited to, obligations that extend 1661 beyond the effective date of termination.
- (5) The commission shall not bear any costs incurred by the state that 1663 is found to be in default or that has been terminated from the compact, 1664 unless agreed upon in writing between the commission and the defaulting state.

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- 1666 (6) The defaulting state may appeal the action of the commission by 1667 petitioning the United States District Court for the State of Georgia or the federal district where the compact has its principal offices. The 1668 1669 prevailing member shall be awarded all costs of such litigation, 1670 including, but not limited to, reasonable attorney's fees.
- 1671 (c) (1) Upon request by a compact state, the commission shall attempt 1672 to resolve disputes related to the compact that arise among compact 1673 states and between compact and noncompact states.
- 1674 (2) The commission shall promulgate a rule providing for both 1675 mediation and binding dispute resolution for disputes that arise before 1676 the commission.
 - (d) (1) The commission, in the reasonable exercise of its discretion, shall enforce the provisions and rules of the compact.
 - (2) By majority vote, the commission may initiate legal action in the United States District Court for the State of Georgia or the federal district where the compact has its principal offices against a compact state in default to enforce compliance with the provisions of the compact and its promulgated rules and bylaws. The relief sought may include both injunctive relief and damages. In the event judicial enforcement is necessary, the prevailing member shall be awarded all costs of such litigation, including, but not limited to, reasonable attorney's fees.
 - (3) The remedies set forth in the compact shall not be the exclusive remedies of the commission. The commission may pursue any other

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1690	ARTICLE XIII
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- 1691 DATE OF IMPLEMENTATION OF THE PSYCHOLOGY
- 1692 INTERJURISDICTIONAL COMPACT COMMISSION AND
- 1693 ASSOCIATED RULES, WITHDRAWAL AND AMENDMENTS
- (a) The compact shall come into effect on the date on which the compact is enacted into law in the seventh compact state. The provisions that become effective at such time shall be limited to the powers granted to the commission relating to assembly and the promulgation of rules. Thereafter, the commission shall meet and exercise rulemaking powers necessary to the implementation and administration of the compact.
- (b) Any state that joins the compact subsequent to the commission's initial adoption of the rules shall be subject to the rules as they exist on the date on which the compact becomes law in such state. Any rule that has been previously adopted by the commission shall have the full force and effect of law on the day the compact becomes law in such state.
- 1705 (c) Any compact state may withdraw from the compact by enacting a statute repealing the same.
- 1707 (1) A compact state's withdrawal shall not take effect until six months 1708 after enactment of the repealing statute.
- (2) Withdrawal shall not affect the continuing requirement of the withdrawing state's psychology regulatory authority to comply with the investigative and adverse action reporting requirements set forth in Article VII of this section prior to the effective date of withdrawal.
- (d) Nothing contained in the compact shall be construed to invalidate or prevent any psychology licensure agreement or other cooperative arrangement between a compact state and a noncompact state that does not conflict with the provisions of the compact.
- 1717 (e) The compact may be amended by the compact states. No

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- amendment to the compact shall become effective and binding upon
- any compact state until it is enacted into the law of all compact states.
- 1720 ARTICLE XIV
- 1721 CONSTRUCTION AND SEVERABILITY
- 1722 The compact shall be liberally construed so as to effectuate the
- purposes thereof. If the compact is held contrary to the constitution of
- any state member of the compact, the compact shall remain in full force
- and effect as to the remaining compact states."
- 1726 Sec. 37. (Effective July 1, 2022) The sum of two million six hundred
- 1727 thousand dollars is appropriated to the Department of Children and
- 1728 Families from the General Fund, for the fiscal year ending June 30, 2023,
- to offset funds lost due to the prohibition on the use of Social Security
- disability benefits to cover the costs of care of children and youths in the
- 1731 care and custody of the Commissioner of Children and Families
- 1732 pursuant to section 25 of this act.
- 1733 Sec. 38. (Effective from passage) The sum of twenty million dollars is
- allocated, in accordance with the provisions of special act 21-1, from the
- 1735 federal funds designated for the state pursuant to the provisions of
- 1736 section 602 of Subtitle M of Title IX of the American Rescue Plan Act of
- 1737 2021, P.L. 117-2, as amended from time to time, to the Office of Early
- 1738 Childhood, for the fiscal year ending June 30, 2023, for emergency
- 1739 support grants for child care centers in the state.
- 1740 Sec. 39. (Effective from passage) The sum of one hundred sixty
- thousand dollars is appropriated to the Office of Early Childhood from
- the General Fund, for the fiscal year ending June 30, 2023, for technical
- assistance and business consulting services for child care centers in the
- 1744 state.
- 1745 Sec. 40. (Effective from passage) The sum of three million dollars is
- allocated, in accordance with the provisions of special act 21-1, from the
- 1747 federal funds designated for the state pursuant to the provisions of
- 1748 section 602 of Subtitle M of Title IX of the American Rescue Plan Act of

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- 1749 2021, P.L. 117-2, as amended from time to time, to the Department of
- 1750 Mental Health and Addiction Services, for the fiscal year ending June
- 1751 30, 2023, to enhance mobile crisis services in accordance with the
- 1752 provisions of section 6 of this act.
- 1753 Sec. 41. (Effective from passage) The sum of three million dollars is
- allocated, in accordance with the provisions of special act 21-1, from the
- 1755 federal funds designated for the state pursuant to the provisions of
- 1756 section 602 of Subtitle M of Title IX of the American Rescue Plan Act of
- 1757 2021, P.L. 117-2, as amended from time to time, to the Department of
- 1758 Mental Health and Addiction Services, for the fiscal year ending June
- 1759 30, 2024, to enhance mobile crisis services in accordance with the
- 1760 provisions of section 6 of this act.
- 1761 Sec. 42. (Effective from passage) The sum of one million dollars is
- allocated, in accordance with the provisions of special act 21-1, from the
- 1763 federal funds designated for the state pursuant to the provisions of
- section 602 of Subtitle M of Title IX of the American Rescue Plan Act of
- 1765 2021, P.L. 117-2, as amended from time to time, to the Department of
- 1766 Children and Families, for the fiscal year ending June 30, 2023, for the
- 1767 purpose of administering the Social Determinants of Mental Health
- 1768 Fund pursuant to section 7 of this act.
- 1769 Sec. 43. (Effective from passage) The sum of one million dollars is
- allocated, in accordance with the provisions of special act 21-1, from the
- 1771 federal funds designated for the state pursuant to the provisions of
- 1772 section 602 of Subtitle M of Title IX of the American Rescue Plan Act of
- 1773 2021, P.L. 117-2, as amended from time to time, to the Department of
- 1774 Children and Families, for the fiscal year ending June 30, 2024, for the
- 1775 purpose of administering the Social Determinants of Mental Health
- 1776 Fund pursuant to section 7 of this act.
- 1777 Sec. 44. (Effective July 1, 2022) The sum of thirty thousand dollars is
- 1778 appropriated to the Department of Education from the General Fund,
- 1779 for the fiscal year ending June 30, 2023, for the purpose of hiring a full-
- 1780 time employee to administer the minority teacher candidate scholarship
- program established pursuant to section 8 of this act.

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Sec. 45. (*Effective from passage*) The sum of three million ninety-three thousand nine hundred seventy-three million dollars is allocated, in accordance with the provisions of special act 21-1, from the federal funds designated for the state pursuant to the provisions of section 602 of Subtitle M of Title IX of the American Rescue Plan Act of 2021, P.L. 117-2, as amended from time to time, to the Department of Children and Families, for the fiscal year ending June 30, 2023, for youth service bureau enhancement.

This act shall take effect as follows and shall amend the following						
sections:						
	T-1					
Section 1	July 1, 2022	10-16q(b)(1)				
Sec. 2	July 1, 2022	10-16p(l)				
Sec. 3	July 1, 2022	8-210(b)				
Sec. 4	July 1, 2022	New section				
Sec. 5	July 1, 2022	10-21k				
Sec. 6	July 1, 2022	New section				
Sec. 7	July 1, 2022	New section				
Sec. 8	July 1, 2022	New section				
Sec. 9	July 1, 2022	New section				
Sec. 10	from passage	New section				
Sec. 11	from passage	New section				
Sec. 12	September 1, 2022	18-69e				
Sec. 13	July 1, 2022	New section				
Sec. 14	July 1, 2022	New section				
Sec. 15	September 1, 2022	8-359a				
Sec. 16	from passage	12-412(122)				
Sec. 17	from passage	New section				
Sec. 18	July 1, 2022	New section				
Sec. 19	July 1, 2022	19a-77(a)(3)				
Sec. 20	July 1, 2022	10-16r				
Sec. 21	July 1, 2022	New section				
Sec. 22	October 1, 2022, and	New section				
	applicable to assessment					
	years commencing on or					
	after October 1, 2022					
Sec. 23	July 1, 2022	19a-79(a)				
Sec. 24	July 1, 2022	New section				
Sec. 25	July 1, 2022	New section				

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Sec. 26	July 1, 2022	New section
Sec. 27	July 1, 2022	New section
Sec. 28	July 1, 2022	New section
Sec. 29	July 1, 2022	New section
Sec. 30	October 1, 2022	New section
Sec. 31	July 1, 2022	New section
Sec. 32	from passage	New section
Sec. 33	from passage	New section
Sec. 34	from passage	New section
Sec. 35	July 1, 2022	17b-28e
Sec. 36	October 1, 2022	New section
Sec. 37	July 1, 2022	New section
Sec. 38	from passage	New section
Sec. 39	from passage	New section
Sec. 40	from passage	New section
Sec. 41	from passage	New section
Sec. 42	from passage	New section
Sec. 43	from passage	New section
Sec. 44	July 1, 2022	New section
Sec. 45	from passage	New section

Statement of Purpose:

To address pandemic impact on childhood depression, anxiety and developmental delays through the expansion of support services.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]

Co-Sponsors: SEN. LOONEY, 11th Dist.; SEN. DUFF, 25th Dist.

SEN. ANWAR, 3rd Dist.; SEN. CABRERA, 17th Dist. SEN. CASSANO, 4th Dist.; SEN. COHEN, 12th Dist.

SEN. DAUGHERTY ABRAMS, 13th Dist.; SEN. FLEXER, 29th

Dist.

SEN. FONFARA, 1st Dist.; SEN. HASKELL, 26th Dist.

SEN. KUSHNER, 24th Dist.; SEN. LESSER, 9th Dist.

SEN. LOPES, 6th Dist.; SEN. MCCRORY, 2nd Dist.

SEN. MILLER P., 27th Dist.; SEN. MOORE, 22nd Dist.

SEN. SLAP, 5th Dist.; SEN. WINFIELD, 10th Dist.

REP. WINKLER, 56th Dist.; REP. MICHEL, 146th Dist.

REP. DATHAN, 142nd Dist.; REP. THOMAS, 143rd Dist.

REP. MORRIN BELLO, 28th Dist.; REP. RYAN, 139th Dist.

REP. MUSHINSKY, 85th Dist.; REP. COMEY, 102nd Dist.

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